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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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08/169,127 12/20/93 SHINOHARA

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IM22/0605
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EXAMINER

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ART UNIT

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Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

Paper No. 43, remanding for consideration of the 12/09/99 IDS, requires 37 C.F.R. 1.97 and 1.98 be considered. This IDS was filed after the final rejection (6/6/95), has no petition, no fees and no 1.97(e) statement, hence does not meet the criteria for submission after final rejection. However, as stated by appellants, all documents listed on the PTO-1449 were previously cited in paper No. 9 (mailed 10/3/94), PTO-892 (signed 9/5/94). The Japanese patent documents plus English abstract (not only the abstract as stated by appellant) were supplied. Special Programs Supervisor advised the examiner that the submitted translation need not meet the after final 1.97 criteria, as they are not considered new references. The translation copies and 1449 satisfy 37 CFR 1.98,

The translations of these references do not appear to change the significance of these references as they were discussed when originally cited. However, it is noted that Japanese Pat. doc. + abstracts for No. 2-174,123; 3-24,259; SHO-57-9448; and SHO-57-193,291 are missing from the patent file, hence their figures can not be viewed while reading their translations.

MARIANNE PADGETT
PRIMARY EXAMINER
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